Appl. No. 10/698/231 Amdt. Dated: 07/23/2004

Reply to Office Action of 05/17/2004

LISTING OF CLAIMS

Claim 1: (Currently amended) A dancing toy lollipop comprising, like current lollipops, at least one edible piece made of candy or any suitable confectionery, attached to the top end portion of a holding stick, made, in turn, of any suitable material, wherein, in order to add an amusing effect to the candy, the union between said edible piece and the holding stick is loose and movable, instead of tight and rigid as in known lollipops, therefore converting said edible piece into a movable edible piece, which is provided with an assembling cavity, having said cavity at least one outer opening and a narrow throat, and being said cavity properly configured to insert through said throat and allocate inside said assembling cavity, the top end of the holding stick, which, in turn, is provided with appropriately configured and dimensioned retaining means, such that said retaining means are able to expand inside said assembling cavity in said movable edible piece, to reliably retain said movable edible piece assembled to said holding stick in the desired position, but, at the same time, allowing a substantial clearance between the inserted portion of said holding stick and said assembling cavity, in such a manner, that said movable edible piece is free to rock, swing, swivel, rotate, slide or perform combined motions relative to said holding stick, in a sort of dancing like random movements, when the holding stick of the dancing toy lollipop is held and is flipped, shaken, revolved or conveniently moved in diverse ways by the user's hand or by the action of the user's tongue, when the movable edible piece of the dancing toy lollipop is licked, sucked or bitten by the user, for his/her amusement and entertainment.

Claim 2: (Currently amended) A dancing toy lollipop as set forth in claim 1, wherein said movable edible piece is made in one or more parts properly joined together by any convenient means, such as, but not limited to, any convenient available edible sugar base adhesives.

Claims 3-4: (Cancelled)

Claim 5: (Currently amended) Claim 3. A dancing toy lollipop as set forth in claim 1, wherein, optionally, multiple movable pieces are assembled to, or stacked one above the other

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on one same holding stick, being said movable pieces edible, such as hard candies or any

other kind of confectioneries, including confectioneries for medical purposes.

Claim 6: (Currently amended) Claim 4. A dancing toy lollipop as set forth in claim 5 claim 3,

wherein, one or more of said movable pieces are inedible and, like the movable edible

pieces, are provided with an assembling cavity with one or more outer openings and an

insertion throat, so that said movable inedible pieces are assembled to the holding stick in the

same way that the movable edible pieces, and are free to move in relation to said holding

stick, performing random dancing like movements, when the dancing like lollipop is

conveniently moved by the user, but, at the same time, said movable inedible pieces are used

for diverse purposes, such as, but not limited to, decorative purposes, spacing between

movable edible and/or inedible pieces, as well as hygienic purposes, as finger guards,

preventing the contact between the user's fingers and the edible pieces, or combinations of

any of said purposes, being said movable inedible pieces manufactured of any suitable non

toxic material and by any appropriate manufacturing process.

Claim 7: (Currently amended) Claim 5. A dancing toy lollipop as set forth in claim 1,

wherein, to increase the variety of combinations, in order to improve the user's amusement,

the movable edible pieces are made in different sizes, colors, flavors and shapes, having all

said movable edible pieces in common the interior assembling cavities for their assembling to

the holding stick.

Claim 8: (Currently amended) Claim 6. A dancing toy lollipop as set forth in claim 1,

wherein the assembling cavity in said movable edible pieces is provided with openings to

opposite sides, and the upper outer opening of the cavity in the uppermost movable edible

piece is closed by an optional edible plug securely fixed by any appropriate procedure, such

as, but not limited to, tight fit or any edible adhesive, and said plug is made in many different

configurations, colors, and flavors, contributing to the decorative and pleasure features of the

dancing toy lollipop.

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Claim 9: (Currently amended) Claim 7. A dancing toy lollipop as set forth in claim 1, wherein

the holding stick has a lower grip portion to be held by the user's hand, and at least one top

end to be inserted into the assembling cavity of the movable edible pieces, and said holding

stick comprises one or more fixed or movable parts, made of suitable inedible or edible

materials with appropriate chemical and physical properties, including, but not limited to, non

toxicity and resiliency and/or flexibility, being said holding stick configured to any

convenient geometrical cross-section, size and shape, including ramified configurations with

multiple top ends, being each top end, in turn, provided with retaining elements for the

assembling of one or more movable edible pieces to said holding stick.

Claim 10: (Cancelled)

Claim 11: (Currently amended) Claim 8. A dancing toy lollipop as set forth in elaim 9claim

7, wherein the holding stick is provided with a top end attachment, forming a tiny universal

joint with the end opposite to the grip portion of said holding stick, as a movable top end

attachment of said holding stick, and a movable edible piece is then tightly molded or fixed

by any suitable procedure to said attachment, so that said movable edible piece fixed to the

movable top end attachment, is free to rock, swing, rotate or perform random combined

movements, in relation to the grip portion of the holding stick, when the dancing toy lollipop

is conveniently moved by the user.

Claims 12-13: (Cancelled)

Claim 14: (Currently amended) Claim 9. A dancing toy lollipop as set forth in claim 1,

wherein the retaining means are attached or integrated to the holding stick, and have diverse

configurations and working principles, such as, but not limited to, flexible or articulated

elements, which momentarily bend or collapse inwards to let the assembling portion of said

holding stick pass through the insertion throat in the assembling cavity of the movable edible

piece and then, spring open, expanding in said assembling cavity inside said movable edible

piece, being said retaining elements conveniently configured, dimensioned and positioned, to

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provide a movable union between one or more movable edible pieces and said holding stick,

while said movable edible pieces are reliably retained in the desired position, but, at the same

time, are free to perform random motions, such as rocking, swinging, swiveling, rotating,

sliding, or any combination of movements, in relation to said holding stick when the dancing

toy lollipop is conveniently moved by the user.

Claim 15: (Cancelled)

Claim 16: (Currently amended) Claim 10. A dancing toy lollipop as set forth in claim 1,

wherein the function of retaining means is performed by a sliding retaining element, made of

any suitable material, and provided with a properly configured central hole through which is

inserted the holding stick, and said sliding retaining element is locked to said holding stick

at any desired axial position by means of a simple self locking resilient or articulated element

or by elastic tight fit, in such a way, that when said locking element is released by the user,

said sliding retaining element is free to be manually displaced by the user along the holding

stick, to adjust the axial position of said sliding retaining element on the holding stick, in

order to keep one or more equal or different movable edible pieces assembled to said holding

stick in the desired position.

Claims 17-19: (Cancelled)

Claim 20: (Currently amended) Claim 11. A dancing toy lollipop as set forth in claim 1,

wherein the holding stick and any inedible elements are washable and reusable, and the

retaining means are properly configured to allow the user to replace the consumed movable

edible pieces with new ones, and to create different combinations of movable edible and

inedible pieces, with a great variety of configurations, flavors and colors, increasing the user's

amusement.

Claim 21-23: (Cancelled)

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